IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.897 OF 2004

Chhaya Dharmendra Shah ...Petitioner

Vs.

State of Maharashtra & other ...Respondents

....

Mr.A.M.Saraogi, Advocate for Petitioner
Ms.P.H.Kantharia, A.P.P. for the State

....

CORAM : H.L.GOKHALE AND SMT.V.K.TAHILRAMANI,JJ.

DATE : AUGUST 16,2004

P.C.:

1. Heard Mr.Saraogi in support of this petition.

Ms.P.H.Kantharia appears for the State.

2. The petitioner has filed the case in the Court of Metropolitan Magistrate at Girgaum invoking various Sections. Thereafter, the learned Magistrate asked the concerned Police Station at Tardeo to investigate and report by his order dated 5th April, 2004 and the concerned Police Station is investigating the matter.

3. The grievance of the petitioner is that the police are not registering any case as such against her husband against whom she has grievance and who has been joined as Respondent no.2. However, what we find is that the petitioner never approached the Police Station at any time before filing proceedings

before the learned Magistrate. We do not find any excuse for her in not approaching the Police. Again particulars of her grievances are not clearly spelt out. In the circumstances, now when the police are seeking information from her, no grievance can be made thereof. Petition is dismissed.

[H.L.GOKHALE,J.]

[SMT.V.K.TAHILRAMANI,J.]